YVETTE WEINSTEIN, TRUSTEE
6450 SPRING MOUNTAIN RD., #14
LAS VEGAS, NV 89146
(702) 364-8919
Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re: FOSTER, JOHN NATHAN	§	Case No. 08-18985-LED
	§	
	§	
Debtor(s)	§	

AMENDED TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under Chapter 7 of the United States Bankruptcy Code was filed on August 11, 2008. The undersigned trustee was appointed on August 11, 2008.

2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.

3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A.**

4. The trustee realized the gross receipts of $ 135,661.21

Funds were disbursed in the following amounts:	
Payments made under an interim distribution	2,650.76
Administrative expenses	47,544.26
Bank service fees	453.60
Other payments to creditors	0.00
Non-estate funds paid to 3rd Parties	0.00
Exemptions paid to the debtor	0.00
Other payments to the debtor	0.00
Leaving a balance on hand of[1]	$ 85,012.59

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

[1] The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

6. The deadline for filing non-governmental claims in this case was 06/30/2015 and the deadline for filing governmental claims was / / . All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is $5,785.51. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received $5,764.93 as interim compensation and now requests the sum of $20.58, for a total compensation of $5,785.51.[2] In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of $69.03 and now requests reimbursement for expenses of $61.54, for total expenses of $130.57.[2]

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 11/10/2016 By: /s/YVETTE WEINSTEIN, TRUSTEE
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. §1320.4(a)(2) applies.

[2] If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D)

Exhibit A

Form 1
Individual Estate Property Record and Report
Asset Cases

Case Number: 08-18985-LED
Case Name: FOSTER, JOHN NATHAN

Period Ending: 11/10/16

Trustee: (480160) YVETTE WEINSTEIN, TRUSTEE
Filed (f) or Converted (c): 08/11/08 (f)
§341(a) Meeting Date: 09/19/08
Claims Bar Date: 06/30/15

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=§554(a)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	potential tax lien recovery from Clark Co. Treas (u) funds held by Clark County, NV Treasurer's office unclaimed funds from tax lien sale held on 6/14/12. for real estate located at 3000 Bryant Ave., Las Vegas, NV. Said property was sold per Tax Trustee's Deed for $5,600.00 in taxes and penalties; at end of 2 year redemption period((12/16/14) , the property was sold to a third party for $151,000 (leaving a net unclaimed funds balance of approximately $136,661.21.) The unclaimed funds in the Treasurer's office will remain in the county treasurer until 12/15. Further at this time the debtor it appears does not have a claim to said funds as said real estate was never exempted under Schedule C and intention statement indicated that the property would be surrendered by the debtor. See page 36 Docket 1.	0.00	136,661.21		135,661.21	FA
2	3000 Bryant Avenue, Las Vegas, NV 89102 assets 2 and below were fully administered by trustee at the 341a hearing held on 9/19/09 and debtor's intention statement was that he would surrender said property (See Footnote)	302,000.00	0.00		0.00	FA
3	8377 Scuffle Town Rd., Randolph, VA see asset #2 above, this property was administered by trustee at original 341a hearing of 9/19/08 (See Footnote)	51,000.00	0.00		0.00	FA
4	cash value based on peititon date and administered by trustee prior to re-opening of case (See Footnote)	20.00	0.00		0.00	FA
5	Bank of America Acct ending 2386 see #3 above (See Footnote)	50.00	0.00		0.00	FA
6	misc furniture see #3 above (See Footnote)	5,000.00	0.00		0.00	FA
7	misc. books and pictures see #3 above (See Footnote)	50.00	0.00		0.00	FA

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8	misc. clothing see #3 above (See Footnote)	1,000.00	0.00		0.00	FA
9	watch see #3 above (See Footnote)	50.00	0.00		0.00	FA
10	Smith Wesson 596 listed as unable to resell due to licensing issues and therefore no value see #3 above (See Footnote)	0.00	1.00		0.00	FA
11	Glock 19 see #3 above (See Footnote)	200.00	0.00		0.00	FA
12	Glock 45 see #3 above (See Footnote)	200.00	0.00		0.00	FA
13	Colt 45 see #3 above (See Footnote)	200.00	0.00		0.00	FA
14	Smith & Weston 756 see #3 above (See Footnote)	130.00	0.00		0.00	FA
15	Millenium Investments LLC opened before going overseas in the US Military never did any business pursuant to Schedule B originally filed by debtor on 8/11/08 and therefore no value to estate, administered by trustee at original 341a hearing prior to re-opening (See Footnote)	0.00	1.00		0.00	FA
16	RWG Enterprises. Defunct Co. 50% defunct business of which debtor held 50% at time of filing orignal petition, debtor listed on value (See Footnote)	0.00	1.00		0.00	FA
17	1995 GMC Yukon see asset #3 above this administered at original 341a hearing on 9/19/08. (See Footnote)	7,000.00	0.00		0.00	FA
17	**Assets Totals** (Excluding unknown values)	**$366,900.00**	**$136,664.21**		**$135,661.21**	**$0.00**

RE PROP# 2 said property value is based on the petition date of 8/11/08- case is to be re-opened to administer asset #1 above only

RE PROP# 3 value based on original petition date which was administered by trustee prior to re-opening case to

Exhibit A

Form 1

Page: 3

Individual Estate Property Record and Report
Asset Cases

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Filed (f) or Converted (c): 08/11/08 (f)
§341(a) Meeting Date: 09/19/08
Claims Bar Date: 06/30/15

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=§554(a)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets

administer asset #1 above

RE PROP# 4 see #3 above
RE PROP# 5 administered prior to re-opening of case at original 341a hearing
RE PROP# 6 this administered prior to re-opening motion and will not pursue
RE PROP# 7 administered prior to re-opening of case
RE PROP# 8 administered prior to re-opening
RE PROP# 9 administered prior to reopening
RE PROP# 10 administered prior to reopening
RE PROP# 11 see #3 above
RE PROP# 12 adminstered by trustee prior to re-opening case
RE PROP# 13 see #3 above-administered at intitial 341a hearing; case reopened
RE PROP# 14 see # 3 above-case administered prior to re-opening
RE PROP# 15 see #3 above and administered at original 341a hearing prior to reopening
RE PROP# 16 administered prior to reopening by trustee at intial 341a hearing of 9/19/08
RE PROP# 17 administered prior to reopening

Major Activities Affecting Case Closing:

10/03/16-Tax return completed and mailed to IRS.
06/09/16 Notice and Application for Final Report and Fees set for heariong 7/21/2016 at 11 am
05/19/16 TFR completed
12/29/15 waiting for outcome of ARS collection of unclaimed funds in amount of $135,661.21.
12/01/15 emailed W-9 to Jason
5/18/15 - Order Employment Asset Recovery filed by Jason Imes Dkt 46.
5/14/15: motion to employ special counsel and broker to release funds by County Assessor's office granted and orders will be prepared
04/10/15 Application to Employ Special Attorney Hearing is set for 05/14/15 @ 11:00a.m.
4/9/15: CASE REOPENED-- trustee has been re appointed as trustee and trustee's attorney Jason Imes will get appointed and is getting locator appointed as well
3/9/15: e-filed to UST re-opening of case, new Judge will have to be assigned by the Clerk of Court as Judge Riegle has retired and new Judge will have to be assigned to case--
3/3/15: asked for new re- opening motion to UST based on information that there has been deposited into Clark County Treasurer's office in the sum of $136,000 from a tax lien sale that occurred on real estate located at 3000 Bryant Ave APN 162-05-216-006--Trustee has asked Jason Imes to represent bankruptcy trustee if approval from Court to re-open the case. The secured creditor Chase has not foreclosed although Motion to Lift Stay were filed on DK 18 which was filed and order entered on 12/17/08. The banks have not foreclosed because the County Treasurer took a Tax Trustee Deed on 6/14/12 for about $5,600.00 in taxes and penalties and then at the end of the 2 year redemption period (12/16/14) the Treasurer sold the property to a third party for $151,000 (leaving a net unclaimed fund balance of approximately $136,000. Said unclaimed funds are currently with county treasurer until December, 2015. and it appears that the county tax lien wipes out bank claims and that is why it appears that banks have not gone after the unclaimed funds held by the Clark County Treasurer's office.
2/23/15: Trustee contacted Jason Imes and asked to take case if feasible to re-open
2/16/15: Contacted by Eddie Marcano of A+Asset Recovery who is an asset recovery specialist about re-opening case because of unclaimed funds held from a tax lien

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Filed (f) or Converted (c): 08/11/08 (f)
§341(a) Meeting Date: 09/19/08
Claims Bar Date: 06/30/15

1 Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=§554(a)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets

sale by Clark County Treasurer's office in the approximate sum of $135,000; there would be a 25% locater fee payable only if trustee is successful in claiming the funds--trustee referred the e-mail to her attorney Jason Imes
for review
9-24-08 Sent Initial DSO letter to Marsha Foster

Initial Projected Date Of Final Report (TFR): December 15, 2016 **Current Projected Date Of Final Report (TFR):** May 19, 2016 (Actual)

Exhibit B

Form 2

Page: 1

Cash Receipts And Disbursements Record

Case Number: 08-18985-LED
Case Name: FOSTER, JOHN NATHAN

Taxpayer ID #: **-***3973
Period Ending: 11/10/16

Trustee: YVETTE WEINSTEIN, TRUSTEE (480160)
Bank Name: Rabobank, N.A.
Account: ******9166 - Checking Account
Blanket Bond: $68,863,424.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts $	6 Disbursements $	7 Checking Account Balance
02/18/16	{1}	Clark County, Nevada	Asset Recovery of Unclaimed Funds per Order of Appointment 05/18/15 Doc 46	1229-000	135,661.21		135,661.21
03/01/16		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		51.89	135,609.32
03/31/16		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		213.97	135,395.35
04/29/16		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		187.74	135,207.61
07/28/16	101	YVETTE WEINSTEIN, TRUSTEE	Dividend paid 100.00% on $69.03, Trustee Expenses; Reference:	2200-000		69.03	135,138.58
07/28/16	102	YVETTE WEINSTEIN, TRUSTEE	Dividend paid 100.00% on $5,764.93, Trustee Compensation; Reference:	2100-000		5,764.93	129,373.65
07/28/16	103	ASSET RECOVERY SPECIALISTS	Dividend paid 100.00% on $33,915.30, Collection Agent for Trustee Fees; Reference:	3991-320		33,915.30	95,458.35
07/28/16	104	SCHWARTZER & MCPHERSON LAW FIRM	Dividend paid 100.00% on $7,238.50, Attorney for Trustee Fees (Other Firm); Reference:	3210-000		7,238.50	88,219.85
07/28/16	105	SCHWARTZER & MCPHERSON LAW FIRM	Dividend paid 100.00% on $206.50, Attorney for Trustee Expenses (Other Firm); Reference:	3220-000		206.50	88,013.35
07/28/16	106	John J. Graves, Jr., PC	First and Final Distribution	7100-000		2,259.06	85,754.29
07/28/16	107	John J. Graves, Jr., PC	First and Final Distribution	7990-000		391.70	85,362.59
07/28/16	108	FOSTER, JOHN NATHAN	First and Final Distribution Stopped on 09/20/16	8200-002		85,362.59	0.00
09/20/16	108	FOSTER, JOHN NATHAN	First and Final Distribution Stopped: check issued on 07/28/16	8200-002		-85,362.59	85,362.59
10/11/16	109	PAUL M. HEALEY & SONS CPAS, LTD	Accountant Fees per Order 10/05/16 Doc 63	3410-000		350.00	85,012.59

	Receipts	Disbursements	Balance
ACCOUNT TOTALS	**135,661.21**	**50,648.62**	**$85,012.59**
Less: Bank Transfers	0.00	0.00	
Subtotal	**135,661.21**	**50,648.62**	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	**$135,661.21**	**$50,648.62**	

Exhibit B

Form 2

Cash Receipts And Disbursements Record

Case Number: 08-18985-LED
Case Name: FOSTER, JOHN NATHAN

Taxpayer ID #: **-***3973
Period Ending: 11/10/16

Trustee: YVETTE WEINSTEIN, TRUSTEE (480160)
Bank Name: Rabobank, N.A.
Account: ******9166 - Checking Account
Blanket Bond: $68,863,424.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts $	6 Disbursements $	7 Checking Account Balance

Net Receipts :	135,661.21
Net Estate :	$135,661.21

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
Checking # ******9166	**135,661.21**	**50,648.62**	**85,012.59**
	$135,661.21	**$50,648.62**	**$85,012.59**

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Claims Bar Date: June 30, 2015

Case Number: 08-18985-LED Page: 1 **Date:** November 10, 2016
Debtor Name: FOSTER, JOHN NATHAN **Time:** 02:10:55 PM

Claim #	Creditor Name & Address	Claim Type	Claim Ref. No. / Notes	Amount Allowed	Paid to Date	Claim Balance
200	YVETTE WEINSTEIN, TRUSTEE 6450 SPRING MOUNTAIN RD., #14 LAS VEGAS, NV 89146	Admin Ch. 7		$130.57	$69.03	61.54
200	YVETTE WEINSTEIN, TRUSTEE 6450 SPRING MOUNTAIN RD., #14 LAS VEGAS, NV 89146	Admin Ch. 7		$5,785.51	$5,764.93	20.58
ADMIN 200	ASSET RECOVERY SPECIALISTS 282 E GUN HILL RD. #6D BRONX, NY 10467	Admin Ch. 7	Contingency Fee for Recovery of Assets per Order 05/18/15 Doc 46	$33,915.30	$33,915.30	0.00
ADMIN 200	SCHWARTZER & MCPHERSON LAW FIRM 2850 SOUTH JONES BLVD, SUITE 1 LAS VEGAS, NV 89146	Admin Ch. 7	Legal Fees per Order 04/01/16 Doc 54	$7,238.50	$7,238.50	0.00
ADMIN 200	SCHWARTZER & MCPHERSON LAW FIRM 2850 SOUTH JONES BLVD, SUITE 1 LAS VEGAS, NV 89146	Admin Ch. 7	Legal Costs per Order 04/01/16 Doc 54	$206.50	$206.50	0.00
ADMIN 200	PAUL M. HEALEY & SONS CPAS, LTD 3263 E. WARM SPRINGS RD. LAS VEGAS, NV 89120	Admin Ch. 7		$350.00	$350.00	0.00
1 610	John J. Graves, Jr., PC 601 S. 6th St. Las Vegas, NV 89101	Unsecured		$2,259.06	$2,259.06	0.00
1I 640	John J. Graves, Jr., PC 601 S. 6th St. Las Vegas, NV 89101	Unsecured		$391.70	$391.70	0.00
SURPLUS 650	FOSTER, JOHN NATHAN 1840 BRIGHT LEAF CT. NORTH LAS VEGAS, NV 89031	Unsecured		$85,362.59	$0.00	85,362.59
<< Totals >>				135,639.73	50,195.02	85,444.71

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 08-18985-LED
Case Name: FOSTER, JOHN NATHAN
Trustee Name: YVETTE WEINSTEIN, TRUSTEE

Balance on hand: $ 85,012.59

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None					

Total to be paid to secured creditors: $ 0.00
Remaining balance: $ 85,012.59

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - YVETTE WEINSTEIN, TRUSTEE	5,785.51	5,764.93	20.58
Trustee, Expenses - YVETTE WEINSTEIN, TRUSTEE	130.57	69.03	61.54
Attorney for Trustee, Fees - SCHWARTZER & MCPHERSON LAW FIRM	7,238.50	7,238.50	0.00
Attorney for Trustee, Expenses - SCHWARTZER & MCPHERSON LAW FIRM	206.50	206.50	0.00
Accountant for Trustee, Fees - PAUL M. HEALEY & SONS CPAS, LTD	350.00	350.00	0.00
Other Fees: ASSET RECOVERY SPECIALISTS	33,915.30	33,915.30	0.00

Total to be paid for chapter 7 administration expenses: $ 82.12
Remaining balance: $ 84,930.47

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: $ 0.00
Remaining balance: $ 84,930.47

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling $0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for priority claims:	$	0.00
Remaining balance:	$	84,930.47

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling $ 2,259.06 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 100.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	John J. Graves, Jr., PC	2,259.06	2,259.06	0.00

Total to be paid for timely general unsecured claims:	$	0.00
Remaining balance:	$	84,930.47

Tardily filed claims of general (unsecured) creditors totaling $ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for tardy general unsecured claims:	$	0.00
Remaining balance:	$	84,930.47

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling $ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: $ 0.00
Remaining balance: $ 84,930.47

The amount of surplus returned to the debtor after payment of all claims and interest is $ 84,930.47.